

01/09/06 11:18; JetFax #214;Page 4/5

RECEIVED  
CENTRAL FAX CENTER

JAN 09 2006

PATENT  
2022645-7002452001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re the Application of:**

James M. Kates

**Serial No.: 10/008,268**

**Filed: November 13, 2001**

**For: DYNAMIC RANGE  
COMPRESSION USING DIGITAL  
FREQUENCY WARPING**

**Confirmation No.: 2619**

**Group Art Unit: 2646**

**Examiner: Ni, Suhan**

**TERMINAL DISCLAIMER UNDER 37 CFR 1.321(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

GN RESOUND NORTH AMERICA CORPORATION, is the owner of all rights, title, and interest in and to the above-identified application pursuant to an assignment recorded in the Patent and Trademark Office to GN RESOUND NORTH AMERICA CORPORATION at Reel 012639, Frame 0375. The evidentiary documents have been reviewed, and, as of the signing of this Terminal Disclaimer, to the best of assignee's and the undersigned's knowledge and belief, Intuition Intelligence, Inc. is still the owner of all such rights, title, and interest.

Applicants hereby disclaim the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of any patent issuing from U.S. Patent Application Ser. No. 10/087,090. Moreover, Applicants hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from U.S. Patent

PATENT  
2022645-7002452001

Application Ser. No. 10/087,090, this agreement to run with any patent granted on the above-identified application and to be binding upon Applicants, and their successors or assigns.

Applicants do not disclaim any terminal part of any patent granted on the above-identified application before the expiration date of the full statutory term of any patent issuing from U.S. Patent Application Ser. No. 10/087,090 in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.312(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

It is the undersigned's belief that no fee is required at this time.

Respectfully submitted,



Michael J. Bolan  
Reg. No. 42,339

Dated: January 9, 2006

Bingham McCutchen LLP  
Three Embarcadero Center, 18th Floor  
San Francisco, California 94111  
(714) 830-0606